IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

MONDAY, THE 11TH JUNE 2007 / 21ST JYAISHTA 1929

Bail Appl..No. 3486 of 2007()

CRIME NO.537/2007 OF KARUNAGAPILLY POLICE STATION

: PETITIONERS/1ST & 2ND ACCUSED:

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1. VISWALAL, AGED 40 YEARS,
   S/O. VISRUTHAN, VISWAVILASAM, PANDARATHURUTH,
   CHERIAZHEEKKAL P.O., KARUNAGAPPILLY (VIA),KOLLAM.

2. SANTHOSH, AGED 38 YEARS,
   S/O. PAZHANIKUTTY, THYMOOTTIL, PANIKKARUKADAVU,
   KOZHIKODE P.O., KARUNAGAPPILLY (VIA), KOLLAM.

BY ADV. SRI.S.RADHAKRISHNAN
SRI.BASIL THOMAS

RESPONDENTS:

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1. THE ASSISTANT SUB INSPECTOR OF POLICE,
   KARUNAGAPPILLY POLICE STATION, KARUNAGAPPILLY,
   KOLLAM.

2. STATE OF KERALA,
   REPRESENTED BY THE PUBLIC PROSECUTOR,
   HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR K.S. SIVAKUMAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 11/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

Bail Application No. 3486/2007

Dated this day of June, 2007

O R D E R

Petitioners who are accused Nos. 1 and 2 in Crime No.537/2007 of Karunagappilly Police Station for offences punishable under Sections 447, 326 and 323 IPC read with section 34 I.P.C., seek anticipatory bail.

2. The learned Public Prosecutor opposed the application.

3. Anticipatory bail cannot be granted in a case of this nature. But at the same time, I am inclined to permit the petitioners to surrender before the Investigating Officer for the purpose of interrogation and then to have their applications for bail considered by the Magistrate having jurisdiction. Accordingly, the petitioners shall surrender before the investigating officer on any day between 18-6-2007 and 20-6-2007 for the purpose of interrogation and recovery of incriminating material, if any. The petitioners shall thereafter be produced on the same day before the Magistrate who shall release them on bail on appropriate conditions.

This application is disposed of as above.

V.RAMKUMAR
JUDGE

mrcs